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July 23, 2008

Via Facsimile Transmission Only

Facsimile No.: (914) 390-4152

Hon. Kenneth M. Karas
United States District Judge
Southern District of New York
United States Courthouse
300 Quarropas St., Room 533
White Plains, New York 10601

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**Re: *Adrian Huff, as Chairman of the Board of Trustees of Teamsters
Local 445 Construction Division Welfare, Pension and Annuity
Funds and Teamsters Local 445 Education and Training Fund v.
McNamee Construction Corp.
08-Civ-1915 (KMK)(GAY)
Our File No. 07-7920***

Dear Judge Karas:

Our firm represents Adrian Huff, *et al.* (Plaintiff) in the above-referenced matter. With the permission of Eric, we write you in advance of the conference scheduled for July 30, 2008. To date, the Defendant, McNamee Construction Corp., has failed to appear or otherwise defend this action. Although we do not object to appearing before Your Honor for the upcoming conference, we believe it may be unnecessary at this time, as we have reason to believe that Defendant will not make an appearance. Therefore, we respectfully request an adjournment of the upcoming conference, as well as a briefing schedule for Plaintiff to move for a default judgment.

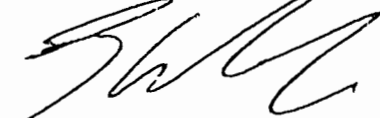
Hon. Kenneth M. Karas
United States District Judge

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July 23, 2008

Thank you for your consideration of this application with respect to this matter.

Respectfully submitted,



Scott R. Abraham (SA 6808)


SRA:aa

cc: Daniel F. MacNamee III (via first class mail)
Adrian Huff, Fund Chairman (via facsimile)
Sharon Molinelli, Fund Administrator (via facsimile)
David Kramer, Esq. (via hand delivery)

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Conference is adjourned. Plaintiff
May submit its order to show cause for
a default judgment by August 11, 2008.

So ordered.


7/24/08